

**AN AMENDED ORDINANCE
BY COMMITTEE ON COUNCIL**

AN ORDINANCE TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA, ADOPTED UNDER AND BY VIRTUE OF THE AUTHORITY OF THE MUNICIPAL HOME RULE ACT OF 1965, O.C.G.A. SECTION 36-35-1. ET SEQ., AS AMENDED, SO AS TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA, 1996 GA LAWS P. 4469, ET SEQ., BY AMENDING ARTICLE 2, CHAPTER 3, SECTION 2-302 (d) SO AS TO CREATE THE ADDITIONAL REQUIREMENT THAT CONFLICTS OF INTEREST, WHICH REQUIRE VERBAL DISCLOSURE, AS WELL AS, ABSTENTION FROM VOTING, BE REPORTED VIA SUBMISSION OF AN ELECTRONIC DISCLOSURE OF INTEREST FORM; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

WHEREAS, the Charter of the City of Atlanta, Georgia, 1996 Ga Laws P.4469, et seq. (hereinafter "the Charter") establishes the legislative power of the governing authority (hereinafter "the Council" or "Council") to amend the Charter of the City of Atlanta (hereinafter "City") by ordinance; and

WHEREAS, the Committee on Council held work sessions and meetings to review the Charter to suggest and effectuate amendments thereto that reflect desired Council practices; and

WHEREAS, there is a requirement that a member of council abstain from voting on matters involving the consideration of his or her own conduct, which would inure to his or her financial or personal interests, or which would be a conflict of interest; and

WHEREAS, on those occasions when a member of council must abstain from voting based on the aforementioned requirement, that member of council must also publicly state the nature of his or her interest in said matters; and

WHEREAS, there is no requirement that a member of council report, in written form, the nature of his or her interest in said matter; and

WHEREAS, it is the intent of Council that members of council report, in written form, as well as in verbal form, the nature of his or her interest in said matters.

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS
AS FOLLOWS:**

Section 1: Article 2, Chapter 3, Section 2-302 (d), which reads:

Exhibit "A"

"Notice of Proposed Amendment to the Charter of the City of Atlanta, Georgia"

Notice is hereby given that an ordinance has been introduced to amend Section 2-302 (d) (Entitled "Rules; quorum; voting") of the Charter of the City of Atlanta, Georgia (1996 Ga. L. (Act No. 1019), p. 4469, et. seq.) as amended, so as to create the additional requirement that conflicts of interest, which require verbal disclosure, as well as, abstention from voting, be reported via submission of an electronic disclosure of interest form; and for other purposes.

A copy of the proposed amendment is on file in the office of the Municipal Clerk of the City of Atlanta and in the offices of the Clerks of the Superior Courts of Fulton and DeKalb Counties, Georgia, for purposes of examination and inspection by the public.

This ____ day of _____, 2006.

Rhonda Dauphin Johnson
Municipal Clerk
City of Atlanta

RCS# 456
8/21/06
2:24 PM

Atlanta City Council

REGULAR SESSION

MULTIPLE

06-O-1595;06-O-1596

ADOPT/REF AMEND

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Hall	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	NV Maddox	Y Willis
Y Winslow	NV Muller	Y Sheperd	NV Borders

MULTIPLE

RCS# 427
7/17/06
3:25 PM

Atlanta City Council

REGULAR SESSION

MULTIPLE 06-O-1595 06-O-1596 06-O-1597 06-O-1598
 FIRST READS
 REFER

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 1

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Hall	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
B Winslow	Y Muller	Y Sheperd	NV Borders

MULTIPLE

RCS# 423
7/17/06
3:20 PM

Atlanta City Council

COMMITTEE OF THE WHOLE

PROCEDURAL

RETURN TO REGULAR SESSION

APPROVE

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 1

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Hall	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	NV Maddox	Y Willis
B Winslow	Y Muller	Y Sheperd	NV Borders

PROCEDURAL

RCS# 422
7/17/06
3:19 PM

Atlanta City Council

COMMITTEE OF THE WHOLE

MULTIPLE 06-O-1595 06-O-1596 06-O-1597 06-O-1598
FIRST READS
APPROVE

YEAS: 11
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 4
EXCUSED: 0
ABSENT 1

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Hall	NV Fauver	Y Martin	Y Norwood
Y Young	Y Shook	NV Maddox	Y Willis
B Winslow	Y Muller	NV Sheperd	NV Borders

MULTIPLE

RCS# 418
7/17/06
3:07 PM

Atlanta City Council

COMMITTEE OF THE WHOLE

PROCEDURAL COMMITTEE ON COUNCIL AGENDA AND ADDENDUM

ADOPT

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 1

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Hall	Y Fauver	NV Martin	NV Norwood
Y Young	Y Shook	Y Maddox	Y Willis
B Winslow	Y Muller	Y Sheperd	NV Borders

PROCEDURAL

RCS# 416
7/17/06
3:04 PM

Atlanta City Council

REGULAR SESSION

PROCEDURAL

ENTER COMMITTEE OF THE WHOLE

APPROVE

YEAS: 10
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 4
EXCUSED: 0
ABSENT 2

Y Smith	Y Archibong	Y Moore	Y Mitchell
B Hall	Y Fauver	NV Martin	NV Norwood
Y Young	NV Shook	Y Maddox	Y Willis
B Winslow	Y Muller	Y Sheperd	NV Borders

PROCEDURAL

COMMITTEE AMENDMENT FORM

Committee COC Page Number(s) 2

Ordinance I.D.# 06-0-1596 Section(s) _____

Resolution I.D.# _____ Paragraph _____

Date _____

Amendment: Strike the following language from the
last three lines of the proposed amendment:

"online Disclosure of Conflicts of Interest form
at <https://apps.atlantaga.gov/eFile>, as maintained
by the City of Atlanta Ethics Officer," ~~upon his or her~~
~~is~~ upon his or her recognition of said conflict"

and replace said language with the following:

"electronic form prescribed by the Board of
Ethics upon his or her recognition of said
conflict, upon his or her recognition of said conflict."

WHR

OK

**AN ORDINANCE BY
COMMITTEE ON COUNCIL**

AN ORDINANCE TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA, ADOPTED UNDER AND BY VIRTUE OF THE AUTHORITY OF THE MUNICIPAL HOME RULE ACT OF 1965, O.C.G.A. SECTION 36-35-1. ET SEQ., AS AMENDED, SO AS TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA, 1996 GA LAWS P. 4469, ET SEQ., BY AMENDING ARTICLE 2, CHAPTER 3, SECTION 2-302 (d) SO AS TO CREATE THE ADDITIONAL REQUIREMENT THAT CONFLICTS OF INTEREST, WHICH REQUIRE VERBAL DISCLOSURE, AS WELL AS, ABSTENTION FROM VOTING, BE REPORTED VIA SUBMISSION OF AN ELECTRONIC DISCLOSURE OF INTEREST FORM; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

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WHEREAS, it is the intent of Council that members of council report, in written form, as well as in verbal form, the nature of his or her interest in said matters.

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS
AS FOLLOWS:**

Section 1: Article 2, Chapter 3, Section 2-302 (d), which reads:

No member of the council, or the president of the council, shall vote on matters involving the consideration of his or her own conduct, which would inure to his or her financial or personal interests, or which would be a conflict of interest as provided in Chapter 4 of Article 5 herein or by ordinance. Such member of the council shall, prior to the vote being taken, publicly state the nature of his or her interest in the matter from which he or she is abstaining from voting.

be hereby amended to read as follows:

No member of the council, or the president of the council, shall vote on matters involving the consideration of his or her own conduct, which would inure to his or her financial or personal interests, or which would be a conflict of interest as provided in Chapter 4 of Article 5 herein or by ordinance. Prior to the vote being taken, such member of council shall publicly state the nature of his or her interest in the matter from which he or she is abstaining from voting. Additionally, such member of the council shall disclose such interest in writing, via the submission of an online Disclosure of Conflicts of Interest form at <https://apps.atlantaga.gov/efile>, as maintained by the City of Atlanta Ethics Officer, upon his or her recognition of said conflict.

Section 2: That all ordinances and parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.